

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BRYGGEN SHIPPING & TRADING AS,

Plaintiff,

-against-

PETROEXPORT LTD.,

Defendant.

08 Civ. 0093 (AKH)

**AMENDED**  
**CONSENT ORDER**

**WHEREAS**, on or about January 4, 2008, Bryggen Shipping & Trading AS ("Bryggen") filed this action against Petroexport Ltd. ("Petroexport"), and obtained the issuance of a Writ of Attachment and Garnishment and an Order for Issuance of a Writ of Attachment and Garnishment dated on or about January 7, 2008 (collectively, the "Process of Maritime Attachment and Garnishment"); and

**WHEREAS**, the Process of Maritime Attachment and Garnishment were subsequently served on various garnishee banks in this district; and

**WHEREAS**, Bryggen has attached funds that were being routed from or to accounts held by Petroexport in the collective sum of \$201,322.80 (the "Security"), which Security presently is in the possession of garnishee BNP Paribas in the following amounts: (1) the amount of \$150,000.00; and (2) the amount of \$51,322.80; and

**WHEREAS**, Bryggen and Petroexport have agreed to settle Bryggen's claims; and

**WHEREAS**, this Court previously issued its Consent Order dated February 29, 2008, in which the parties erroneously identified the garnishee holding the Security as ABN AMRO Bank;

**NOW**, pursuant to the subjoined consent of the attorneys for Bryggen and Petroexport, it is hereby:

**ORDERED** that the Consent Order dated February 29, 2008 is vacated; and it is further

**ORDERED** that \$160,475.00 of the portion of the Security held by BNP Paribas is to be released and wired to an account of Bryggen's, which account details will be provided in a joint letter from the attorneys of Bryggen and Petroexport to BNP Paribas; and it is further

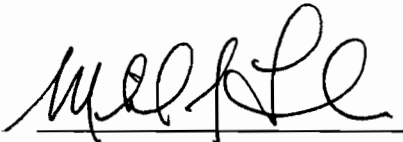
**ORDERED** that the remainder of the portion of the Security held by BNP Paribas (upon information received from BNP Paribas believed to be \$40,847.80) is to be released and wired to Petroexport's designated bank account in accordance with the original wiring instructions accompanying electronic funds transfer (2) set forth above; and it is further

**ORDERED** that this Consent Order likewise shall apply to all further funds frozen by garnishees pursuant to the Process of Maritime Attachment and Garnishment and release of such

funds is directed without Bryggen having to apply for a supplemental consent order. **All such frozen amounts shall be transferred in accordance with the original wire instructions.**

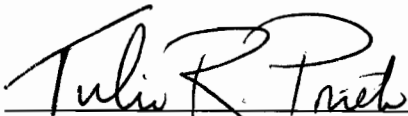
Dated: March 4, 2008

HOLLAND & KNIGHT LLP

By: 

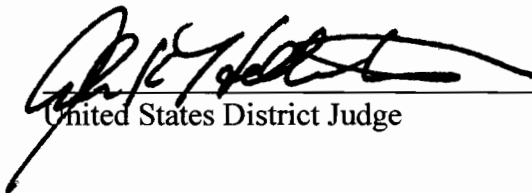
Michael J. Frevola  
195 Broadway  
New York, New York 10007  
(212) 513-3516  
(212) 385-9010 fax  
michael.frevola@hklaw.com  
*Attorneys for Plaintiff*  
*Bryggen Shipping & Trading AS*

CARDILLO & CORBETT

By: 

Tulio R. Prieto (TP 8455)  
29 Broadway, Suite 1710  
New York, New York 10006  
(212) 344-0464  
(212) 797-1212  
tprieto@cardillocorbett.com  
*Attorneys for Defendant*  
*Petroexport Ltd.*

**SO ORDERED:**

  
United States District Judge

  
Date